

REMARKS

Claims 1; 3; 26; 27; 31; 35; 36; and 37 have been amended,

Claims 1; 3; 4; 8; 9; and 26 to 37 remain in the application. Of these, claims 1; 26; and 31 are the independent system claims.

Reexamination and reconsideration are respectfully requested in view of these amendments and the remarks that follow.

Claim 26 has been amended in view of the Examiner's rejection under 35 U.S.C. § 101 and her suggestion to defined an intended use by use of the terminology "adapted to."

The informalities in claims 31 and 35 to 37 have been corrected. Furthermore, in claims 1 and 26, the other device is no longer called a "treatment" device for the sake of consistency among the claims. The function of the other device (treatment or therapeutic) is no longer an aspect of the claims.

The claims stand rejected under 35 U.S.C §§ 102 or 103 based upon Talish US 6,432,070 alone or in combinations with Peterson et al US 6,126,619 or Kullok et al US 2004/0230252. Independent claims 1; 26; and 31 have been amended to define various assemblies that stabilize placement of an ultrasound applicator on the chest that to leave the chest of the individual on lateral side portions of the ultrasound applicator substantially uncovered and bare to allow another device to be placed on bare skin alongside the ultrasound applicator at the same time the ultrasound applicator is placed on the chest and affixed and stablized. Talish does not teach or suggest an ultrasound applicator that is stabilized on a chest during use in a way that leaves the chest alongside the applicator bare. In Talish (Fig. 2), the strap assembly includes components that are affixed to the side portions of the housing. Indeed, these side components extend entirely across and cover the chest of the individual, so that it is not possible to place another device on bare skin alongside the ultrasound applicator. Likewise, Peterson and/or Kullock do not teach or suggest an ultrasound applicator that is stabilized on a chest for use while leaving the chest alongside the applicator bare for the placement of another device on bare skin.

Applicant therefore believes that claims 1; 3; 4; 8; 9; and 26 to 37, as amended, are in condition for allowance.

Respectfully Submitted,

By


Daniel D. Ryan, Reg. No. 29,243

RYAN KROMHOLZ & MANION, S.C.
Post Office Box 26618
Milwaukee, Wisconsin 53226
(262) 783 - 1300
Customer No.: 26308

Enclosures: Amendment transmittal
Return postcard